

Substitute Bill No. 11

February Session, 2018



AN ACT CONCERNING CONNECTICUT'S RESPONSE TO FEDERAL TAX REFORM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (Effective from passage and applicable to taxable years
- 2 commencing on or after January 1, 2018) (a) As used in this section and
- 3 section 2 of this act:
- 4 (1) "Partnership" has the same meaning as provided in Section
- 5 7701(a)(2) of the Internal Revenue Code, as defined in section 12-213 of
- 6 the general statutes, and regulations adopted thereunder.
- 7 "Partnership" includes a limited liability company that is treated as a
- 8 partnership for federal income tax purposes;
- 9 (2) "S corporation" means a corporation that is treated as an S
- 10 corporation for federal income tax purposes;
- 11 (3) "Affected business entity" means a partnership or S corporation,
- 12 but does not include a publicly-traded partnership, as defined in
- 13 Section 7704(b) of the Internal Revenue Code, that has agreed to file an
- 14 annual return pursuant to section 12-726 of the general statutes
- 15 reporting the name, address, Social Security number or federal
- 16 employer identification number and such other information required
- 17 by the Commissioner of Revenue Services of each unitholder whose
- 18 distributive share of partnership income derived from or connected

- 19 with sources within this state was more than five hundred dollars;
- 20 (4) "Member" means (A) a shareholder of an S corporation, (B) a 21 partner in (i) a general partnership, (ii) a limited partnership, or (iii) a
- 22 limited liability partnership, or (C) a member of a limited liability
- 23 company that is treated as a partnership for federal income tax
- 24 purposes; and

- (5) "Taxable year" means the taxable year of an affected business entity for federal income tax purposes.
- (b) Each affected business entity that is required to file a return under the provisions of section 12-726 of the general statutes, as amended by this act, shall, on or before the fifteenth day of the third month following the close of each taxable year, pay to the commissioner a tax as determined under this section.
- (c) The tax due under subsection (b) of this section shall equal (1) (A) the separately and nonseparately computed items, as described in Section 702(a) of the Internal Revenue Code, of the affected business entity, to the extent derived from or connected with sources within this state, as determined under the provisions of chapter 229 of the general statutes, (B) as increased or decreased by any modification described in section 12-701 of the general statutes, as amended by this act, that relates to an item of the affected business entity's income, gain, loss or deduction, to the extent derived from or connected with sources within this state, as determined under the provisions of chapter 229 of the general statutes, (2) multiplied by six and ninety-nine-hundredths per cent. If the amount calculated under subdivision (1) of this subsection results in a net loss, such net loss may be carried forward to succeeding taxable years until fully used.
- (d) If an affected business entity, the lower-tier entity, is a member of another affected business entity, the upper-tier entity, the lower-tier entity shall, when calculating the amount under subdivision (1) of subsection (c) of this section, subtract its distributive share of income

or add its distributive share of loss from the upper-tier entity to the extent that the income or loss was derived from or connected with sources within this state.

- (e) (1) A nonresident individual who is a member of an affected business entity shall not be required to file an income tax return under the provisions of chapter 229 of the general statutes for a taxable year if, for such taxable year, the only source of income derived from or connected with sources within this state for such member, or the member and the member's spouse if a joint federal income tax return is or shall be filed, is from one or more affected business entities and such affected business entity or entities file and pay the tax due under this section.
- (2) The provisions of subdivision (1) of this subsection shall not apply to a nonresident individual who is a member of an affected business entity that elects to file its return on a combined basis under subsection (j) of this section if such nonresident individual member's tax under chapter 229 of the general statutes would not be fully satisfied by the credit allowed to such individual under subparagraph (A) of subdivision (1) of subsection (g) of this section.
- (f) Each affected business entity shall report to each of its members, for each taxable year, such member's direct pro rata share of the tax imposed under this section on such affected business entity and indirect pro rata share of the tax imposed on any upper-tier entity of which such affected business entity is a member.
- (g) (1) (A) Each person that is subject to the tax imposed under chapter 229 of the general statutes and is a member of an affected business entity shall be entitled to a credit against the tax imposed under said chapter, other than the tax imposed under section 12-707 of the general statutes. Such credit shall be in an amount equal to such person's direct and indirect pro rata share of the tax paid under this section by any affected business entity of which such person is a member multiplied by ninety-three and one-hundredths per cent. If

the amount of the credit allowed pursuant to this subdivision exceeds such person's tax liability for the tax imposed under said chapter, the commissioner shall treat such excess as an overpayment and, except as provided in section 12-739 or 12-742 of the general statutes, shall refund the amount of such excess, without interest, to such person.

- (B) Each person that is subject to the tax imposed under chapter 229 of the general statutes and is a member of an affected business entity shall also be entitled to a credit against the tax imposed under said chapter, other than the tax imposed under section 12-707 of the general statutes, for such person's direct and indirect pro rata share of taxes paid to another state of the United States or the District of Columbia, on income of any affected business entity of which such person is a member that is derived therefrom, provided the taxes paid to another state of the United States or the District of Columbia results from a tax that the commissioner determines is substantially similar to the tax imposed under this section. Any such credit shall be calculated in the manner prescribed by the commissioner, which shall be consistent with the provisions of section 12-704 of the general statutes.
- (2) Each company that is subject to the tax imposed under chapter 208 of the general statutes and is a member of an affected business entity shall be entitled to a credit against the tax imposed under said chapter. Such credit shall be in an amount equal to such company's direct and indirect pro rata share of the tax paid under this section by any affected business entity of which such company is a member multiplied by ninety-three and one-hundredths per cent. Such credit shall be applied after all other credits are applied and shall not be subject to the limits imposed under section 12-217zz of the general statutes. Any credit that is not used in the income year during which the affected business entity incurs the tax under this section shall be carried forward to each of the succeeding income years by the company until such credit is fully taken against the tax under chapter 208 of the general statutes.
 - (h) Upon the failure of any affected business entity to pay the tax

due under this section within thirty days of the due date, the provisions of section 12-35 of the general statutes shall apply with respect to the enforcement of this section and the collection of such tax. The warrant therein provided for shall be signed by the commissioner or an authorized agent of the commissioner. The amount of any such tax, penalty and interest shall be a lien, from the last day of the last month of the taxable year next preceding the due date of such tax until discharged by payment, against all real estate of the taxpayer within the state, and a certificate of such lien signed by the commissioner may be recorded in the office of the clerk of any town in which such real estate is situated, provided no such lien shall be effective as against any bona fide purchaser or qualified encumbrancer of any interest in any such property. When any tax with respect to which a lien has been recorded under the provisions of this section has been satisfied, the commissioner, upon request of any interested party, shall issue a certificate discharging such lien, which certificate shall be recorded in the same office in which the lien was recorded. Any action for the foreclosure of such lien shall be brought by the Attorney General in the name of the state in the superior court for the judicial district in which the property subject to such lien is situated, or, if such property is located in two or more judicial districts, in the superior court for any one such judicial district, and the court may limit the time for redemption or order the sale of such property or make such other or further decree as it judges equitable.

- (i) If any tax is not paid when due as provided in this section, there shall be added to the amount of the tax interest at the rate of one per cent per month or fraction thereof from the date the tax became due until it is paid.
- (j) (1) Any affected business entity subject to tax under this section may elect to file a combined return together with one or more other commonly-owned affected business entities subject to tax under this section. Each affected business entity making such election shall submit written notice of such election to file a combined return,

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148 including the written consent of the other commonly-owned affected 149 business entities to such election, to the commissioner not later than 150 the due date, or if an extension of time to file has been requested and 151 granted, the extended due date, of the returns due from such entities. 152 An affected business entity shall submit such written notice and 153 consent for each taxable year such entity makes the election under this 154 subdivision. Each affected business entity electing to file a combined 155 return under this subdivision shall be jointly and severally liable for 156 the tax due under this section. For the purposes of this subdivision, 157 "commonly-owned" means that more than eighty per cent of the voting 158 control of an affected business entity is directly or indirectly owned by 159 a common owner or owners, either corporate or noncorporate. 160 Whether voting control is indirectly owned shall be determined in accordance with Section 318 of the Internal Revenue Code. 161

- (2) Except as provided in subdivision (5) of this subsection, affected business entities that elect to file a combined return under subdivision (1) of this subsection shall net the amounts each such entity calculates under subdivision (1) of subsection (c) of this section after such amounts are separately apportioned or allocated by each affected business entity in accordance with this section.
- (3) Affected business entities that elect to file a combined return under subdivision (1) of this subsection shall report to the commissioner the portion of the direct and indirect pro rata share of the tax paid with the combined return that is allocated to each of their members. Such report shall be filed with the combined return and the allocation reported shall be irrevocable.
- (4) The election made under this subsection shall not affect the calculation of tax due under any other provision of the general statutes other than with respect to the calculation of the credits under subsection (g) of this section.
- (5) Affected business entities that elect to file a combined return under subdivision (1) of this subsection shall calculate their tax due in

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- accordance with subsection (c) of this section unless each such entity elects under subsection (k) of this section to calculate its tax due on the alternative basis under subsection (l) of this section. If such election is made, the affected business entities shall net their alternative tax bases instead of netting the amounts under subdivision (2) of this subsection.
- (k) In lieu of calculating the tax due in accordance with subsection (c) of this section, any affected business entity may elect to calculate the tax due on the alternative basis under subsection (l) of this section. An affected business entity making such election shall submit to the commissioner written notice of such election not later than the due date, or if an extension of time to file has been requested and granted, the extended due date, of the return due from such entity. An affected business entity shall submit such written notice for each taxable year such entity makes the election under this subsection. The election made under this subsection shall not affect the calculation of tax due under any other provision of the general statutes other than with respect to the calculation of the credits under subsection (g) of this section.
- (l) (1) The tax due from an affected business entity making the election under subsection (k) of this section shall be equal to six and ninety-nine-hundredths per cent multiplied by the alternative tax base. The alternative tax base shall be equal to the resident portion of unsourced income plus modified Connecticut source income.
 - (2) For the purposes of this subsection:
- (A) "Resident portion of unsourced income" means unsourced income multiplied by a percentage equal to the sum of the ownership interests in the affected business entity owned by members who are residents of this state, as defined in section 12-701 of the general statutes, as amended by this act;
 - (B) "Unsourced income" means the separately and nonseparately computed items, as described in Section 702(a) of the Internal Revenue

Code, of the affected business entity, regardless of the location from which such item is derived or connected, as increased or decreased by any modification described in section 12-701 of the general statutes, as amended by this act, that relates to an item of the affected business entity's income, gain, loss or deduction, regardless of the location from which such item is derived or connected, less (i) the amount determined under subdivision (1) of subsection (c) of this section, determined without regard to subsection (d) of this section, and (ii) the separately and nonseparately computed items, as described in Section 702(a) of the Internal Revenue Code, of the affected business entity, to the extent derived from or connected with sources within another state that has jurisdiction to subject the affected business entity to tax, as determined under the provisions of chapter 229 of the general statutes, as increased or decreased by any modification described in section 12-701 of the general statutes, as amended by this act, to the extent derived from or connected with sources within another state that has jurisdiction to subject the affected business entity to tax, as determined under the provisions of chapter 229 of the general statutes; and

(C) "Modified Connecticut source income" means the amount calculated under subdivision (1) of subsection (c) of this section multiplied by a percentage equal to the sum of the ownership interests in the affected business entity owned by members that are (i) subject to tax under chapter 229 of the general statutes, or (ii) affected business entities to the extent such entities are directly or indirectly owned by persons subject to tax under chapter 229 of the general statutes. A member that is an affected business entity shall be presumed to be directly or indirectly owned by persons subject to tax under chapter 229 of the general statutes unless the affected business entity subject to tax under this section can establish otherwise by clear and convincing evidence satisfactory to the commissioner.

(m) The provisions of sections 12-723, 12-725 and 12-728 to 12-737, inclusive, of the general statutes shall apply to the provisions of this section in the same manner and with the same force and effect as if the

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language of said sections had been incorporated in full into this section and had expressly referred to the tax under this section, except to the extent that any such provision is inconsistent with a provision of this section.

- Sec. 2. (NEW) (Effective from passage and applicable to taxable years commencing on or after January 1, 2018) (a) As used in this section, "required annual payment" means the lesser of (1) ninety per cent of the tax under section 1 of this act that is reported on the return filed for the taxable year or, if no return is filed, ninety per cent of the tax due under section 1 of this act, or (2) if the preceding taxable year was a taxable year of twelve months and the affected business entity filed a return for such taxable year, one hundred per cent of the tax under section 1 of this act that is reported on such return.
- (b) (1) Each affected business entity required to pay the tax imposed under section 1 of this act shall make the required annual payment each taxable year, in four required estimated tax installments on the following due dates: (A) For the first required installment, the fifteenth day of the fourth month of the taxable year; (B) for the second required installment, the fifteenth day of the sixth month of the taxable year; (C) for the third required installment, the fifteenth day of the ninth month of the taxable year, and (D) for the fourth required installment, the fifteenth day of the first month of the next succeeding taxable year. An affected business entity may elect to pay any required installment prior to the specified due date. Except as provided in subdivision (2) of this subsection, the amount of each required installment shall be twenty-five per cent of the required annual payment.
- (2) (A) For any required installment, if the affected business entity establishes that its annualized income installment calculated pursuant to subparagraph (B) of this subdivision is less than the amount determined under subsection (a) of this section, the amount of such required installment shall be the annualized income installment. Any reduction in a required installment resulting pursuant to this subdivision shall be recaptured by increasing the amount of the next

- required installment by the amount of such reduction and by increasing subsequent required installments to the extent such reduction has not previously been recaptured under this subdivision.
- (B) The annualized income installment is the amount by which (i) the amount equal to the applicable percentage, as set forth in subparagraph (C) of this subdivision, multiplied by the tax imposed under section 1 of this act for the taxable year that would be due if income subject to tax under said section for the months in the taxable year ending before the due date of the installment was annualized, (ii) exceeds the aggregate amount of any prior required installments for the taxable year.
- (C) For the purposes of subparagraph (B) of this subdivision, the applicable percentages shall be as follows: (i) For the first required installment, twenty-two and one-half per cent; (ii) for the second required installment, forty-five per cent; (iii) for the third required installment, sixty-seven and one-half per cent; and (iv) for the fourth required installment, ninety per cent.
- (c) (1) Except as otherwise provided in this section, in the case of any underpayment of estimated tax by an affected business entity, there shall be added to the tax imposed under section 1 of this act an amount determined by applying interest (A) at the rate of one per cent per month or fraction thereof, (B) to the amount of the underpayment, (C) for the period of the underpayment.
- (2) For the purposes of subdivision (1) of this subsection, (A) the amount of the underpayment is the amount by which the required installment exceeds the amount, if any, of the installment paid on or before the due date of the installment, and (B) the period of the underpayment runs from the due date of the installment to whichever date is earlier: (i) The fifteenth day of the third month of the next succeeding taxable year, or (ii) with respect to any portion of the underpayment, the date on which such portion is paid. Any payment of estimated tax under this section shall be credited against unpaid or

- 309 underpaid required installments in the order in which such 310 installments are required to be paid.
- 311 (d) Payment of the estimated tax under this section or any required 312 installment thereof shall be considered payment on account of the tax 313 imposed under section 1 of this act for the taxable year.
- (e) For taxable years of less than twelve months, the provisions of this section shall apply in a manner consistent with the regulations adopted under chapter 229 of the general statutes pertaining to such taxable years.
- Sec. 3. Subdivision (1) of subsection (b) of section 12-719 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):
- 321 (b) (1) (A) The provisions of this subsection shall not apply to taxable years commencing on or after January 1, 2018.
- 323 (B) With respect to each of its nonresident partners, each partnership doing business in this state or having income derived from or connected with sources within this state shall, for each taxable year, make payment to the commissioner as provided in subdivision (2) of this subsection.
- Sec. 4. Subdivision (1) of subsection (c) of section 12-719 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):
- 331 (c) (1) (A) The provisions of this subsection shall not apply to 332 taxable years commencing on or after January 1, 2018.
- 333 (B) With respect to each of its nonresident shareholders, each S 334 corporation doing business in this state or having income derived from 335 or connected with sources within this state shall, for each taxable year, 336 make payment to the commissioner as provided in subdivision (2) of 337 this subsection.

Sec. 5. Section 12-726 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2018*):

(a) Each partnership doing business in this state or having any income derived from or connected with sources within this state, determined in accordance with the provisions of this chapter, shall make a return for the taxable year setting forth all items of income, gain, loss and deduction, and the name, address and Social Security or federal employer identification number of each partner, whether or not a resident of this state, the amount of each partner's distributive share of (1) such partnership's separately and nonseparately computed items, as described in Section 702(a) of the Internal Revenue Code, (2) any modification described in section 12-701, as amended by this act, which relates to an item of such partnership's income, gain, loss or deduction, (3) such partnership's separately and nonseparately computed items, as described in Section 702(a) of the Internal Revenue Code, to the extent derived from or connected with sources within this state, as determined under this chapter, [and] (4) any modification described in section 12-701, as amended by this act, which relates to an item of such partnership's income, gain, loss or deduction, to the extent derived from or connected with sources within this state, as determined under this chapter, and (5) the direct pro rata share of the tax imposed on the partnership under section 1 of this act and the indirect pro rata share of the tax imposed on any upper-tier entity under section 1 of this act, and such other pertinent information as the Commissioner of Revenue Services may prescribe by regulations and instructions. Such return shall be filed on or before the fifteenth day of the [fourth] third month following the close of each taxable year. The partnership shall, on or before the day on which such return is filed, furnish to each person who was a partner during the taxable year a copy of such information as shown on the return. By way of example and not of limitation, and for purposes of this section, [and section 12-719,] a partnership that has a substantial economic presence within this state, as evidenced by a purposeful direction of business toward this

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state, examined in light of the frequency, quantity and systematic nature of the partnership's economic contacts with this state, without regard to physical presence, shall, to the extent permitted by the Constitution of the United States, be considered to be doing business in this state.

(b) Each S corporation doing business in this state or having any income derived from or connected with sources within this state, determined in accordance with the provisions of this chapter, shall make a return for the taxable year setting forth all items of income, gain, loss and deduction, and the name, address and Social Security or federal employer identification number of each shareholder, whether or not a resident of this state, the amount of each shareholder's pro rata share of (1) such S corporation's separately and nonseparately computed items, as described in Section 1366 of the Internal Revenue Code, (2) any modification described in section 12-701, as amended by this act, which relates to an item of such S corporation's income, gain, deduction, (3) such S corporation's separately and nonseparately computed items, as described in Section 1366 of the Internal Revenue Code, to the extent derived from or connected with sources within this state, as determined under this chapter, [and] (4) any modification described in section 12-701, as amended by this act, which relates to an item of such S corporation's income, gain, loss or deduction, to the extent derived from or connected with sources within this state, as determined under this chapter, and (5) the direct pro rata share of the tax imposed on the S corporation under section 1 of this act and the indirect pro rata share of the tax imposed on any upper-tier entity under section 1 of this act, and such other pertinent information as the Commissioner of Revenue Services may prescribe by regulations and instructions. Such return shall be filed on or before the fifteenth day of the [fourth] third month following the close of each taxable year. The S corporation shall, on or before the day on which such return is filed, furnish to each person who was a shareholder during the taxable year a copy of such information as shown on the return. By way of example and not of limitation, and for purposes of this section,

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[and section 12-719,] an S corporation that has a substantial economic presence within this state, as evidenced by a purposeful direction of business toward this state, examined in light of the frequency, quantity and systematic nature of the S corporation's economic contacts with this state, without regard to physical presence, shall, to the extent permitted by the Constitution of the United States, be considered to be doing business in this state.

- Sec. 6. Subsection (b) of section 12-733 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2018*):
- 417 (b) (1) If the taxpayer omits from Connecticut adjusted gross 418 income, in the case of an individual, or from Connecticut taxable 419 income, in the case of a trust or estate, an amount properly includable 420 therein which is in excess of twenty-five per cent of the amount of 421 Connecticut adjusted gross income or Connecticut taxable income, as 422 the case may be, stated in the return, a notice of a proposed deficiency 423 assessment may be mailed to the taxpayer not later than six years after 424 the date on which the return is filed. For purposes of this subdivision, 425 there shall not be taken into account any amount which is omitted in 426 the return if such amount is disclosed in the return, or in a statement 427 attached to the return, in a manner adequate to apprise the 428 Commissioner of Revenue Services of the nature and the amount of 429 such item.
 - (2) If the taxpayer omits from the Connecticut adjusted gross income derived from or connected with sources within this state, in the case of a nonresident individual or part-year resident individual, or from Connecticut taxable income derived from or connected with sources within this state, in the case of a nonresident trust or estate of part-year resident trust, an amount properly includable therein which is in excess of twenty-five per cent of the amount of Connecticut adjusted gross income derived from or connected with sources within this state or Connecticut taxable income derived from or connected with sources

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within this state, as the case may be, stated in the return, a notice of a proposed deficiency assessment may be mailed to the taxpayer not later than six years after the date on which the return is filed. For purposes of this subdivision, there shall not be taken into account any amount which is omitted in the return if such amount is disclosed in the return, or in a statement attached to the return, in a manner adequate to apprise the commissioner of the nature and the amount of such item.

- (3) If an employer, as defined in section 12-707, omits from Connecticut wages an amount properly includable that is in excess of twenty-five per cent of the amount of Connecticut wages stated in the Connecticut withholding tax return required under section 12-707, a notice of a proposed deficiency assessment may be mailed to the employer not later than six years after the date on which the return is filed. For purposes of this subdivision, there shall not be taken into account any amount which is omitted in the return if such amount is disclosed in the return, or in a statement attached to the return, in a manner adequate to apprise the commissioner of the nature and the amount of such item.
- (4) If [a pass-through entity, as defined in subparagraph (D) of subdivision (2) of subsection (b) of section 12-719] an affected business entity, as defined in section 1 of this act, omits from the Connecticut adjusted gross income derived from or connected with sources within Connecticut of any [nonresident individual who is a] member of such [pass-through] affected business entity an amount properly includable therein [which] that is in excess of twenty-five per cent of the amount of Connecticut adjusted gross income derived from or connected with sources within Connecticut stated in the return required under section 1 of this act, a notice of a proposed deficiency assessment may be mailed to the taxpayer not later than six years after the date on which the return is filed. For purposes of this subdivision, there shall not be taken into account any amount [which] that is omitted in the return if such amount is disclosed in the return, or in a statement attached to

- the return, in a manner adequate to apprise the commissioner of the nature and the amount of such item.
- Sec. 7. Subsection (a) of section 4-30a of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):
- (a) All revenue in excess of three billion one hundred fifty million dollars received by the state each fiscal year from estimated and final payments of the personal income tax imposed under chapter 229 and the affected business entity tax imposed under section 1 of this act shall be transferred by the Treasurer to a special fund to be known as the Budget Reserve Fund.
- Sec. 8. Subdivision (1) of subsection (aa) of section 3-20 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective May 15, 2018*):
- 486 (aa) (1) For each fiscal year during which general obligation bonds 487 or credit revenue bonds issued on and after May 15, 2018, and prior to 488 July 1, 2020, shall be outstanding, the state of Connecticut shall comply 489 with the provisions of (A) section 4-30a of the general statutes, revision 490 of 1958, revised to January 1, 2017, as amended by section 704 of public 491 act 17-2 of the June special session and section 7 of this act, (B) section 492 2-33c in effect on October 31, 2017, (C) section 2-33a of the general 493 statutes, revision of 1958, revised to January 1, 2017, as amended by 494 section 709 of public act 17-2 of the June special session, (D) 495 subsections (d) and (g) of this section, revision of 1958, revised to 496 January 1, 2017, as amended by sections 710 and 711 of public act 17-2 497 of the June special session, and (E) section 3-21 of the general statutes, 498 revision of 1958, revised to January 1, 2017, as amended by section 712 499 of public act 17-2 of the June special session. The state of Connecticut 500 does hereby pledge to and agree with the holders of any bonds, notes and other obligations issued pursuant to subdivision (2) of this 501 502 subsection that no public or special act of the General Assembly taking 503 effect on or after May 15, 2018, and prior to July 1, 2028, shall alter the

obligation to comply with the provisions of the sections and subsections set forth in subparagraphs (A) to (E), inclusive, of this subdivision, until such bonds, notes or other obligations, together with the interest thereon, are fully met and discharged, provided nothing in this subsection shall preclude such alteration (i) if and when adequate provision shall be made by law for the protection of the holders of such bonds, or (ii) (I) if and when the Governor declares an emergency or the existence of extraordinary circumstances, in which the provisions of section 4-85 are invoked, (II) at least three-fifths of the members of each chamber of the General Assembly vote to alter such required compliance during the fiscal year for which the emergency or existence of extraordinary circumstances are determined, and (III) any such alteration is for the fiscal year in progress only.

Sec. 9. Section 3-114g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

At the end of each fiscal year, commencing with the fiscal year ending on June 30, 1990, the Comptroller is authorized to record as revenue for such fiscal year [,] the amount of revenue related to the tax imposed under chapter 208 and section 1 of this act for such fiscal year which is received by the Commissioner of Revenue Services not later than five business days after the [August fifteenth] <u>last day of July</u> immediately following the end of such fiscal year.

Sec. 10. (NEW) (Effective July 1, 2018) (a) As used in this section: (1) "Residential property" means (A) a building containing three or fewer dwelling units used for human habitation, the parcel of land on which such building is situated and any accessory buildings or other improvements located on such parcel, (B) a condominium, as defined in section 47-68a of the general statutes, that is used for residential purposes, or (C) a common interest community, as defined in section 47-202 of the general statutes; (2) "community supporting organization" means an organization that is (A) exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United

- States, as amended from time to time, and (B) organized solely to support municipal expenditures for public programs and services, including public education; and (3) "municipality" means any town, city or borough, consolidated town and city or consolidated town and borough.
 - (b) (1) Upon approval, on or before October first of each year, by a municipality's legislative body, or in any town in which the legislative body is a town meeting, by the board of selectmen, any municipality may provide a residential property tax credit for the following fiscal year in accordance with the provisions of this section. The municipality shall determine the amount of such tax credit, except that such amount shall not exceed the lesser of (A) the amount of property tax owed, or (B) eighty-five per cent of the amount of voluntary, unrestricted and irrevocable cash donations made by or on behalf of the owner of a residential property located in the municipality to a community supporting organization during the calendar year preceding the year in which an application for such tax credit is filed. The municipality may include in any such approval a residency requirement or other requirement the municipality deems necessary or desirable. Any grant amounts received by a municipality from the designated community supporting organization pursuant subsection (c) of this section shall be subject to municipal appropriation and expenditure.
 - (2) Upon approval of a tax credit under subdivision (1) of this subsection, the owner of a residential property located in the municipality or a person on behalf of such owner may make a voluntary, unrestricted and irrevocable cash donation or donations to the community supporting organization designated pursuant to subsection (c) of this section.
 - (c) Any municipality that approves a tax credit pursuant to subdivision (1) of subsection (b) of this section shall designate a single community supporting organization to receive cash donations that will qualify for such tax credit. The chief executive officer of such

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municipality shall enter into an agreement with such designated community supporting organization that requires (1) the designated community supporting organization to only accept voluntary, unrestricted and irrevocable cash donations, (2) the designated community supporting organization to provide, on or before July first of each year, a grant to the municipality in an amount equal to all cash donations received during the prior fiscal year and a written statement of all cash donations received during such year, including the name and residential address of each donor, the name and residential address of the owner of the residential property if the donation was made on behalf of such owner and the date each such donation was received, (3) the municipality to provide, not later than December thirty-first following such fiscal year, a written statement to the designated community supporting organization of the municipal programs and services supported by the grant provided by the designated community supporting organization in such fiscal year, (4) the municipality to serve as the administrative and fiscal agent for the designated community supporting organization. The municipality may retain and expend an amount of not more than fifteen per cent of the total amount of the grant received during a fiscal year as the reasonable costs of providing such service as the administrative and fiscal agent, and (5) the designated community supporting organization to provide a contemporaneous written receipt to a donor of a voluntary, unrestricted and irrevocable cash donation.

- (d) (1) A taxpayer that has made a voluntary, unrestricted and irrevocable cash donation pursuant to subdivision (2) of subsection (b) of this section may file an application for the tax credit under this section with the tax collector of the municipality in which the residential property is located. No tax credit under this section shall be allowed unless the taxpayer or an authorized agent of the taxpayer files the application on or after January first and prior to April second prior to the fiscal year for which such tax credit is being claimed.
- (2) Each such applicant shall include evidence satisfactory to the tax

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- collector of the total amount of such donations made during the preceding calendar year to a community supporting organization and an affidavit, on a form prescribed by the Secretary of the Office of Policy and Management, affirming that such donations were made in cash and were voluntary, unrestricted and irrevocable.
 - (e) Upon the receipt of all information required under subsection (d) of this section, the tax collector shall apply the residential property tax credit, subject to any limitations set forth by the municipality in the authorizing ordinance, to the residential property tax due and payable for the fiscal year for which the application was received.
- (f) No taxpayer may use a cash donation made pursuant to subdivision (2) of subsection (b) of this section to claim a tax credit with respect to more than one fiscal year. Any taxpayer who knowingly submits a false record or knowingly makes a false affidavit to claim the tax credit under this section shall be fined not more than five hundred dollars and shall refund to the municipality the entire amount of the tax credit improperly received.
- Sec. 11. Subparagraphs (A) and (B) of subdivision (20) of subsection (a) of section 12-701 of the 2018 supplement to the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1*, 2017):
- 625 (20) "Connecticut adjusted gross income" means adjusted gross income, with the following modifications:
- (A) There shall be added thereto:
 - (i) [to] To the extent not properly includable in gross income for federal income tax purposes, any interest income from obligations issued by or on behalf of any state, political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity, exclusive of such income from obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or

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- public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut and exclusive of any such income with respect to which taxation by any state is prohibited by federal law; [,]
 - (ii) [any] Any exempt-interest dividends, as defined in Section 852(b)(5) of the Internal Revenue Code, exclusive of such exempt-interest dividends derived from obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut and exclusive of such exempt-interest dividends derived from obligations, the income with respect to which taxation by any state is prohibited by federal law; [,]
- 647 (iii) [any] Any interest or dividend income on obligations or 648 securities of any authority, commission or instrumentality of the 649 United States which federal law exempts from federal income tax but 650 does not exempt from state income taxes; [,]
 - (iv) [to] <u>To</u> the extent included in gross income for federal income tax purposes for the taxable year, the total taxable amount of a lump sum distribution for the taxable year deductible from such gross income in calculating federal adjusted gross income; [,]
 - (v) [to] <u>To</u> the extent properly includable in determining the net gain or loss from the sale or other disposition of capital assets for federal income tax purposes, any loss from the sale or exchange of obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, in the income year such loss was recognized; [,]
- (vi) [to] <u>To</u> the extent deductible in determining federal adjusted gross income, any income taxes imposed by this state; [,]
 - (vii) [to] To the extent deductible in determining federal adjusted

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- gross income, any interest on indebtedness incurred or continued to purchase or carry obligations or securities the interest on which is exempt from tax under this chapter; [,]
- (viii) [expenses] Expenses paid or incurred during the taxable year 668 669 for the production or collection of income which is exempt from 670 taxation under this chapter or the management, conservation or 671 maintenance of property held for the production of such income, and 672 the amortizable bond premium for the taxable year on any bond the 673 interest on which is exempt from tax under this chapter to the extent 674 that such expenses and premiums are deductible in determining 675 federal adjusted gross income; [,]
- (ix) [for] <u>For</u> property placed in service after [September 10, 2001, but prior to September 11, 2004, in taxable years ending after September 10, 2001] <u>September 27, 2017</u>, any additional allowance for depreciation under subsection (k) of Section 168 of the Internal Revenue Code, [as provided by Section 101 of the Job Creation and Worker Assistance Act of 2002,] to the extent deductible in determining federal adjusted gross income; [,]
 - (x) [to] <u>To</u> the extent deductible in determining federal adjusted gross income, the deduction allowable as qualified domestic production activities income, pursuant to Section 199 of the Internal Revenue Code; [,]
- 687 (xi) [to] To the extent not properly includable in gross income for 688 federal income tax purposes for the taxable year, any income from the 689 discharge of indebtedness, in taxable years ending after December 31, 690 2008, in connection with any reacquisition, after December 31, 2008, 691 and before January 1, 2011, of an applicable debt instrument or 692 instruments, as those terms are defined in Section 108 of the Internal 693 Revenue Code, as amended by Section 1231 of the American Recovery 694 and Reinvestment Act of 2009, the inclusion of which income in federal gross income for the taxable year is deferred, as provided by said 695 696 Section 1231; [,]

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- (xii) [to] <u>To</u> the extent not properly includable in gross income for federal income tax purposes, an amount equal to (I) any distribution from a manufacturing reinvestment account not used in accordance with subdivision (3) of subsection (c) of section 32-9zz to the extent that a contribution to such account was subtracted from federal adjusted gross income pursuant to clause (xix) of subparagraph (B) of this subdivision in computing Connecticut adjusted gross income for the current or a preceding taxable year, and (II) any return of money from a manufacturing reinvestment account pursuant to subsection (d) of section 32-9zz to the extent that a contribution to such account was subtracted from federal adjusted gross income pursuant to clause (xix) of subparagraph (B) of this subdivision in computing Connecticut adjusted gross income for the current or a preceding taxable year; [, and]
- 711 (xiii) [to] <u>To</u> the extent not properly includable in gross income for 712 federal income tax purposes, an amount equal to any compensation 713 required to be recognized under Section 457A of the Internal Revenue 714 Code that is attributable to services performed within this state; and
- 715 (xiv) For taxable years commencing on or after January 1, 2018, 716 eighty per cent of any deduction claimed for federal purposes under 717 Section 179 of the Internal Revenue Code.
- 718 (B) There shall be subtracted therefrom:
- (i) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, any income with respect to which taxation by any state is prohibited by federal law; [,]
- 722 (ii) [to] <u>To</u> the extent allowable under section 12-718, exempt dividends paid by a regulated investment company; [,]
- (iii) To the extent properly includable in gross income for federal income tax purposes, the amount of any refund or credit for overpayment of income taxes imposed by this state, or any other state of the United States or a political subdivision thereof, or the District of

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- Columbia; [, to the extent properly includable in gross income for federal income tax purposes,]
- (iv) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes and not otherwise subtracted from federal adjusted gross income pursuant to clause (x) of this subparagraph in computing Connecticut adjusted gross income, any tier 1 railroad retirement benefits; [,]
- 735 (v) [to] To the extent any additional allowance for depreciation 736 under Section 168(k) of the Internal Revenue Code [, as provided by 737 Section 101 of the Job Creation and Worker Assistance Act of 2002, for 738 property placed in service after [December 31, 2001, but prior to 739 September 10, 2004] September 27, 2017, was added to federal adjusted 740 gross income pursuant to subparagraph (A)(ix) of this subdivision in 741 computing Connecticut adjusted gross income, [for a taxable year 742 ending after December 31, 2001,] twenty-five per cent of such 743 additional allowance for depreciation in each of the four succeeding 744 taxable years; [,]
 - (vi) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, any interest income from obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut; [,]
 - (vii) [to] To the extent properly includable in determining the net gain or loss from the sale or other disposition of capital assets for federal income tax purposes, any gain from the sale or exchange of obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, in the income year such gain was recognized; [,]
- 758 (viii) [any] Any interest on indebtedness incurred or continued to

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- purchase or carry obligations or securities the interest on which is subject to tax under this chapter but exempt from federal income tax, to the extent that such interest on indebtedness is not deductible in determining federal adjusted gross income and is attributable to a trade or business carried on by such individual; [,]
- (ix) [ordinary] Ordinary and necessary expenses paid or incurred during the taxable year for the production or collection of income which is subject to taxation under this chapter but exempt from federal income tax, or the management, conservation or maintenance of property held for the production of such income, and the amortizable bond premium for the taxable year on any bond the interest on which is subject to tax under this chapter but exempt from federal income tax, to the extent that such expenses and premiums are not deductible in determining federal adjusted gross income and are attributable to a trade or business carried on by such individual; [,]
- (x) (I) [for] For taxable years commencing prior to January 1, 2019, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than sixty thousand dollars or a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is less than sixty thousand dollars, an amount equal to the Social Security benefits includable for federal income tax purposes;
- (II) [for] <u>For</u> taxable years commencing prior to January 1, 2019, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is fifty thousand dollars or more, or as a married individual filing separately whose federal adjusted gross income for

such taxable year is fifty thousand dollars or more, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income from such taxable year is sixty thousand dollars or more or for a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is sixty thousand dollars or more, an amount equal to the difference between the amount of Social Security benefits includable for federal income tax purposes and the lesser of twenty-five per cent of the Social Security benefits received during the taxable year, or twenty-five per cent of the excess described in Section 86(b)(1) of the Internal Revenue Code;

(III) [for] For the taxable year commencing January 1, 2019, and each taxable year thereafter, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars or a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars, an amount equal to the Social Security benefits includable for federal income tax purposes; and

(IV) [for] <u>For</u> the taxable year commencing January 1, 2019, and each taxable year thereafter, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is seventy-five thousand dollars or more, or as a married individual filing separately whose federal adjusted gross income for such taxable year is seventy-five thousand dollars or more, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal

- 825 adjusted gross income from such taxable year is one hundred 826 thousand dollars or more or for a person who files a return under the 827 federal income tax as a head of household whose federal adjusted 828 gross income for such taxable year is one hundred thousand dollars or 829 more, an amount equal to the difference between the amount of Social 830 Security benefits includable for federal income tax purposes and the 831 lesser of twenty-five per cent of the Social Security benefits received 832 during the taxable year, or twenty-five per cent of the excess described 833 in Section 86(b)(1) of the Internal Revenue Code; [,]
- (xi) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, any amount rebated to a taxpayer pursuant to section 12-746; [,]
- (xii) [to] <u>To</u> the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, any distribution to such beneficiary from any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state; [,]
- (xiii) [to] <u>To</u> the extent allowable under section 12-701a, contributions to accounts established pursuant to any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state; [,]
- (xiv) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, the amount of any Holocaust victims' settlement payment received in the taxable year by a Holocaust victim; [,]
- (xv) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes of an account holder, as defined in section 31-51ww, interest earned on funds deposited in the individual development account, as defined in section 31-51ww, of such account

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- (xvi) [to] <u>To</u> the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, as defined in section 3-123aa, interest, dividends or capital gains earned on contributions to accounts established for the designated beneficiary pursuant to the Connecticut Homecare Option Program for the Elderly established by sections 3-123aa to 3-123ff, inclusive; [,]
- (xvii) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, any income received from the United States government as retirement pay for a retired member of (I) the Armed Forces of the United States, as defined in Section 101 of Title 10 of the United States Code, or (II) the National Guard, as defined in Section 101 of Title 10 of the United States Code; [,]
- 869 (xviii) [to] To the extent properly includable in gross income for 870 federal income tax purposes for the taxable year, any income from the 871 discharge of indebtedness in connection with any reacquisition, after 872 December 31, 2008, and before January 1, 2011, of an applicable debt 873 instrument or instruments, as those terms are defined in Section 108 of 874 the Internal Revenue Code, as amended by Section 1231 of the 875 American Recovery and Reinvestment Act of 2009, to the extent any 876 such income was added to federal adjusted gross income pursuant to 877 subparagraph (A)(xi) of this subdivision in computing Connecticut 878 adjusted gross income for a preceding taxable year; [,]
- (xix) [to] <u>To</u> the extent not deductible in determining federal adjusted gross income, the amount of any contribution to a manufacturing reinvestment account established pursuant to section 32-9zz in the taxable year that such contribution is made; [,]
 - (xx) [to] <u>To</u> the extent properly includable in gross income for federal income tax purposes, (I) for the taxable year commencing January 1, 2015, ten per cent of the income received from the state teachers' retirement system, (II) for the taxable years commencing

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January 1, 2016, January 1, 2017, and January 1, 2018, twenty-five per cent of the income received from the state teachers' retirement system, and (III) for the taxable year commencing January 1, 2019, and each taxable year thereafter, fifty per cent of the income received from the state teachers' retirement system or the percentage, if applicable, pursuant to clause (xxi) of this subparagraph; [,]

(xxi) [to] To the extent properly includable in gross income for federal income tax purposes, except for retirement benefits under clause (iv) of this subparagraph and retirement pay under clause (xvii) of this subparagraph, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a head of household whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars, (I) for the taxable year commencing January 1, 2019, fourteen per cent of any pension or annuity income, (II) for the taxable year commencing January 1, 2020, twenty-eight per cent of any pension or annuity income, (III) for the taxable year commencing January 1, 2021, fortytwo per cent of any pension or annuity income, (IV) for the taxable year commencing January 1, 2022, fifty-six per cent of any pension or annuity income, (V) for the taxable year commencing January 1, 2023, seventy per cent of any pension or annuity income, (VI) for the taxable year commencing January 1, 2024, eighty-four per cent of any pension or annuity income, and (VII) for the taxable year commencing January 1, 2025, any pension or annuity income; [,]

(xxii) [the] <u>The</u> amount of lost wages and medical, travel and housing expenses, not to exceed ten thousand dollars in the aggregate, incurred by a taxpayer during the taxable year in connection with the

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- donation to another person of an organ for organ transplantation occurring on or after January 1, 2017; [, and]
- 922 (xxiii) [to] <u>To</u> the extent properly includable in gross income for 923 federal income tax purposes, the amount of any financial assistance 924 received from the Crumbling Foundations Assistance Fund or paid to 925 or on behalf of the owner of a residential building pursuant to sections 926 8-442 and 8-443; and
- 927 (xxiv) To the extent any portion of a deduction under Section 179 of 928 the Internal Revenue Code was added to federal adjusted gross income 929 pursuant to subparagraph (A)(xiv) of this subdivision in computing 930 Connecticut adjusted gross income, twenty-five per cent of such 931 disallowed portion of the deduction in each of the four succeeding 932 taxable years.
- 933 Sec. 12. Subsection (b) of section 12-217 of the 2018 supplement to 934 the general statutes is repealed and the following is substituted in lieu 935 thereof (*Effective from passage*):
 - (b) (1) For purposes of determining net income under this section, the deduction allowed for depreciation shall be determined as provided under the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, provided in making such determination, the provisions of Section 168(k) of said code shall not apply.
 - (2) (A) For purposes of determining net income under this section for taxable years ending after December 31, 2008, and to the extent any income from the discharge of indebtedness, under Section 108 of the Internal Revenue Code, as amended by Section 1231 of the American Recovery and Reinvestment Act of 2009, in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as those terms are defined in said Section 108, as amended by said Section 1231, is not properly includable in gross income for federal income tax purposes

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- for the taxable year, any deferral of the recognition of any such income shall not be allowed.
- (B) To the extent that any income from the discharge of indebtedness in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as those terms are defined in Section 108 of the Internal Revenue Code, as amended by Section 1231 of the American Recovery and Reinvestment Act of 2009, is properly includable in gross income for federal income tax purposes for the taxable year, any such income shall be deductible in computing net income under this section for a taxable year ending after December 31, 2008, to the extent that the deferral of recognition of such income from such discharge was not allowed pursuant to subparagraph (A) of this subdivision in computing net income for a preceding taxable year.
 - (C) For income years commencing on or after January 1, 2018, eighty per cent of any deduction claimed under Section 179 of the Internal Revenue Code for federal income tax purposes shall be disallowed. To the extent such a deduction is disallowed for purposes of computing the tax under this chapter, twenty-five per cent of the disallowed portion of the deduction shall be allowed as a deduction in each of the four succeeding income years.
 - Sec. 13. Subdivision (2) of subsection (a) of section 12-217 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to income years commencing on or after January 1, 2017*):
 - (2) (A) No deduction shall be allowed for [(A)] (i) expenses related to dividends [which] that are allowable as a deduction or credit under the Internal Revenue Code, and [(B)] (ii) federal taxes on income or profits, losses of other calendar or fiscal years, retroactive to include all calendar or fiscal years beginning after January 1, 1935, interest received from federal, state and local government securities, if any such deductions are allowed by the federal government.

983	(B) For purposes of this subdivision, expenses related to dividends
984	shall equal ten per cent of all dividends received by a company during
985	an income year. The net income associated with the disallowance of
986	expenses related to dividends shall be apportioned, if the company
987	conducts business within and without the state or is required to
988	apportion its income under section 12-218b, in accordance with this
989	chapter. A company may petition the commissioner for an alternate
990	percentage if the company believes the expenses related to dividends
991	that were incurred during the income year and prior income years are
992	less than ten per cent of such dividends. The company shall submit
993	any such petition to the commissioner not later than sixty days prior to
994	the due date of the return for the applicable income year, determined
995	with regard to any extension of time granted for filing such return. The
996	commissioner may grant the petition if the commissioner determines
997	that the company has established by clear and convincing evidence
998	that the company's proposed alternate percentage accurately reflects
999	the company's expenses related to the dividends the company
1000	received. The commissioner shall grant or deny any such petition
1001	before such due date of the return.

- Sec. 14. Subsection (g) of section 12-391 of the 2018 supplement to the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):
- (g) (1) With respect to the estates of decedents dying on or after January 1, 2005, but prior to January 1, 2010, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

T1	Amount of Connecticut	
T2	Taxable Estate	Rate of Tax
T3	Not over \$2,000,000	None
T4	Over \$2,000,000	
T5	but not over \$2,100,000	5.085% of the excess over \$0
T6	Over \$2,100,000	\$106,800 plus 8% of the excess

T7	but not over \$2,600,000	over \$2,100,000
Т8	Over \$2,600,000	\$146,800 plus 8.8% of the excess
Т9	but not over \$3,100,000	over \$2,600,000
T10	Over \$3,100,000	\$190,800 plus 9.6% of the excess
T11	but not over \$3,600,000	over \$3,100,000
T12	Over \$3,600,000	\$238,800 plus 10.4% of the excess
T13	but not over \$4,100,000	over \$3,600,000
T14	Over \$4,100,000	\$290,800 plus 11.2% of the excess
T15	but not over \$5,100,000	over \$4,100,000
T16	Over \$5,100,000	\$402,800 plus 12% of the excess
T17	but not over \$6,100,000	over \$5,100,000
T18	Over \$6,100,000	\$522,800 plus 12.8% of the excess
T19	but not over \$7,100,000	over \$6,100,000
T20	Over \$7,100,000	\$650,800 plus 13.6% of the excess
T21	but not over \$8,100,000	over \$7,100,000
T22	Over \$8,100,000	\$786,800 plus 14.4% of the excess
T23	but not over \$9,100,000	over \$8,100,000
T24	Over \$9,100,000	\$930,800 plus 15.2% of the excess
T25	but not over \$10,100,000	over \$9,100,000
T26	Over \$10,100,000	\$1,082,800 plus 16% of the excess
T27		over \$10,100,000
1009	· · ·	tes of decedents dying on or after January
1010	1 , ,	1, 2011, the tax based on the Connecticut
1011	taxable estate shall be as prov	rided in the following schedule:
T28	Amount of Connecticut	
T29	Taxable Estate	Rate of Tax
T30	Not over \$3,500,000	None
T31	Over \$3,500,000	7.2% of the excess
T32	but not over \$3,600,000	over \$3,500,000
T33	Over \$3,600,000	\$7,200 plus 7.8% of the excess
T34	but not over \$4,100,000	over \$3,600,000

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T35	Over \$4,100,000	\$46,200 plus 8.4% of the excess
T36	but not over \$5,100,000	over \$4,100,000
T37	Over \$5,100,000	\$130,200 plus 9.0% of the excess
T38	but not over \$6,100,000	over \$5,100,000
T39	Over \$6,100,000	\$220,200 plus 9.6% of the excess
T40	but not over \$7,100,000	over \$6,100,000
T41	Over \$7,100,000	\$316,200 plus 10.2% of the excess
T42	but not over \$8,100,000	over \$7,100,000
T43	Over \$8,100,000	\$418,200 plus 10.8% of the excess
T44	but not over \$9,100,000	over \$8,100,000
T45	Over \$9,100,000	\$526,200 plus 11.4% of the excess
T46	but not over \$10,100,000	over \$9,100,000
T47	Over \$10,100,000	\$640,200 plus 12% of the excess
T48		over \$10,100,000
1012	(3) With respect to the estates of	i accedents dynig on or after juntaury
1013 1014	1, 2011, but prior to January 1, 20 taxable estate shall be as provided	18, the tax based on the Connecticut
	-	18, the tax based on the Connecticut
1014	taxable estate shall be as provided	18, the tax based on the Connecticut
1014 T49	taxable estate shall be as provided Amount of Connecticut	18, the tax based on the Connecticut in the following schedule:
1014 T49 T50	taxable estate shall be as provided Amount of Connecticut Taxable Estate	18, the tax based on the Connecticut in the following schedule: Rate of Tax
1014 T49 T50 T51	Amount of Connecticut Taxable Estate Not over \$2,000,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None
1014 T49 T50 T51 T52	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess
T49 T50 T51 T52 T53	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000 but not over \$3,600,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000
T49 T50 T51 T52 T53 T54	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000 but not over \$3,600,000 Over \$3,600,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess
T49 T50 T51 T52 T53 T54 T55	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000 but not over \$3,600,000 Over \$3,600,000 but not over \$4,100,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess over \$3,600,000
T49 T50 T51 T52 T53 T54 T55 T56	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000 but not over \$3,600,000 Over \$3,600,000 but not over \$4,100,000 Over \$4,100,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess over \$3,600,000 \$154,200 plus 8.4% of the excess
T49 T50 T51 T52 T53 T54 T55 T56 T57	Amount of Connecticut Taxable Estate Not over \$2,000,000 Over \$2,000,000 but not over \$3,600,000 Over \$3,600,000 but not over \$4,100,000 Over \$4,100,000 but not over \$5,100,000	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess over \$3,600,000 \$154,200 plus 8.4% of the excess over \$4,100,000
T49 T50 T51 T52 T53 T54 T55 T56 T57 T58	Amount of Connecticut	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess over \$3,600,000 \$154,200 plus 8.4% of the excess over \$4,100,000 \$238,200 plus 9.0% of the excess
T49 T50 T51 T52 T53 T54 T55 T56 T57 T58 T59	Amount of Connecticut	18, the tax based on the Connecticut in the following schedule: Rate of Tax None 7.2% of the excess over \$2,000,000 \$115,200 plus 7.8% of the excess over \$3,600,000 \$154,200 plus 8.4% of the excess over \$4,100,000 \$238,200 plus 9.0% of the excess over \$5,100,000

T63 T64 T65 T66 T67 T68 T69	but not over \$8,100,000 Over \$8,100,000 but not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000	over \$7,100,000 \$526,200 plus 10.8% of the excess over \$8,100,000 \$634,200 plus 11.4% of the excess over \$9,100,000 \$748,200 plus 12% of the excess over \$10,100,000
1015 1016 1017	1, 2018, but prior to January 1	es of decedents dying on or after January 1, 2019, the tax based on the Connecticut ded in the following schedule:
T70	Amount of Connecticut	
T71	Taxable Estate	Rate of Tax
T72	Not over \$2,600,000	None
T73	Over \$2,600,000	7.2% of the excess
T74	but not over \$3,600,000	over \$2,600,000
T75	Over \$3,600,000	\$72,000 plus 7.8% of the excess
T76	but not over \$4,100,000	over \$3,600,000
T77	Over \$4,100,000	\$111,000 plus 8.4% of the excess
T78	but not over \$5,100,000	over \$4,100,000
T79	Over \$5,100,000	\$195,000 plus 10% of the excess
T80	but not over \$6,100,000	over \$5,100,000
T81	Over \$6,100,000	\$295,000 plus 10.4% of the excess
T82	but not over \$7,100,000	over \$6,100,000
T83	Over \$7,100,000	\$399,900 plus 10.8% of the excess
T84	but not over \$8,100,000	over \$7,100,000
T85	Over \$8,100,000	\$507,000 plus 11.2% of the excess
T86	but not over \$9,100,000	over \$8,100,000
T87	Over \$9,100,000	\$619,000 plus 11.6% of the excess
T88	but not over \$10,100,000	over \$9,100,000
T89	Over \$10,100,000	\$735,000 plus 12% of the excess
T90		over \$10,100,000

1018 1019 1020	(5) With respect to the estates of decedents dying on or after January 1, 2019, but prior to January 1, 2020, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:	
T91 T92	Amount of Connecticut Taxable Estate	Rate of Tax
192		
T93	Not over \$3,600,000	None
T94	Over \$3,600,000	7.8% of the excess
T95	but not over \$4,100,000	over \$3,600,000
T96	Over \$4,100,000	\$39,000 plus 8.4% of the excess
T97	but not over \$5,100,000	over \$4,100,000
T98	Over \$5,100,000	\$123,000 plus 10% of the excess
T99	but not over \$6,100,000	over \$5,100,000
T100	Over \$6,100,000	\$223,000 plus 10.4% of the excess
T101	but not over \$7,100,000	over \$6,100,000
T102	Over \$7,100,000	\$327,000 plus 10.8% of the excess
T103	but not over \$8,100,000	over \$7,100,000
T104	Over \$8,100,000	\$435,000 plus 11.2% of the excess
T105	but not over \$9,100,000	over \$8,100,000
T106	Over \$9,100,000	\$547,000 plus 11.6% of the excess
T107	but not over \$10,100,000	over \$9,100,000
T108	Over \$10,100,000	\$663,000 plus 12% of the excess
T109		over \$10,100,000
1021 1022 1023	(6) With respect to the estates of decedents dying on or after January 1, 2020, but prior to January 1, 2021, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:	
T110	[Amount of Connecticut	
T110	[Amount of Connecticut	Pata of Tarr
T111	Taxable Estate	Rate of Tax
T112	Not over the	None
T113	federal basic exclusion amount	
T114	Over the	10% of the excess over the

T115	federal basic exclusion amount	federal basic exclusion amount
T116	but not over \$6,100,000	
T117	Over \$6,100,000	10.4% of the excess over the
T118	but not over \$7,100,000	federal basic exclusion amount
T119	Over \$7,100,000	10.8% of the excess over the
T120	but not over \$8,100,000	federal basic exclusion amount
T121	Over \$8,100,000	11.2% of the excess over the
T122	but not over \$9,100,000	federal basic exclusion amount
T123	Over \$9,100,000	11.6% of the excess over the
T124	but not over \$10,100,000	federal basic exclusion amount
T125	Over \$10,100,000	12% of the excess over the
T126		federal basic exclusion amount]
T107	Americal	
T127	Amount of Connecticut	D () T
T128	<u>Taxable Estate</u>	Rate of Tax
T129	Not over \$5,100,000	<u>None</u>
T130	Over \$5,100,000	10% of the excess
T131	but not over \$6,100,000	over \$5,100,000
T132	Over \$6,100,000	\$100,000 plus 10.4% of the excess
T133	but not over \$7,100,000	over \$6,100,000
T134	Over \$7,100,000	\$204,000 plus 10.8% of the excess
T135	<u>but not over \$8,100,000</u>	over \$7,100,000
T136	Over \$8,100,000	\$312,000 plus 11.2% of the excess
T137	but not over \$9,100,000	over \$8,100,000
T138	Over \$9,100,000	\$424,000 plus 11.6% of the excess
T139	but not over \$10,100,000	over \$9,100,000
T140	Over \$10,100,000	\$540,000 plus 12% of the excess
T141		over \$10,100,000
1024	(7) IAI:th was part to the actators	daga dagta daina an ay aftay January
1024		of decedents dying on or after January
1025	-	022, the tax based on the Connecticut
1026	taxable estate shall be as provided	i iii me ionowing schedule:

T142	Amount of Connecticut	
T143	<u>Taxable Estate</u>	Rate of Tax
T144	Not over \$7,100,000	None
T145	Over \$7,100,000	10.8% of the excess
T146	but not over \$8,100,000	<u>over \$7,100,000</u>
T147	Over \$8,100,000	\$108,000 plus 11.2% of the excess
T148	but not over \$9,100,000	over \$8,100,000
T149	Over \$9,100,000	\$220,000 plus 11.6% of the excess
T150	but not over \$10,100,000	over \$9,100,000
T151	Over \$10,100,000	\$336,000 plus 12% of the excess
T152		over \$10,100,000
1027	<u> </u>	f decedents dying on or after January
1028	- · · · · · · · · · · · · · · · · · · ·	23, the tax based on the Connecticut
1029	taxable estate shall be as provided	in the following schedule:
T153	Amount of Connecticut	
T154	Taxable Estate	Rate of Tax
T155	Not over \$9,100,000	None
T156	Over \$9,100,000	11.6% of the excess
T157	but not over \$10,100,000	over \$9,100,000
T158	Over \$10,100,000	\$116,000 plus 12% of the excess
T159		<u>over \$10,100,000</u>
1030	(9) With respect to the estates o	f decedents dying on or after January
1031	•	onnecticut taxable estate shall be as
1032	provided in the following schedul	
		<u></u>
T160	Amount of Connecticut	
T161	<u>Taxable Estate</u>	Rate of Tax
T162	Not over the	<u>None</u>
T163	federal basic exclusion amount	

T164	Over the	12% of the excess over the
T165	federal basic exclusion amount	federal basic exclusion amount
1000		10 (10 (11 0010 1
1033	` '	ion 12-642 of the 2018 supplement to
1034	-	nd the following is substituted in lieu
1035	thereof (Effective from passage):	
1036	(a) (1) With respect to calenda	r years commencing prior to January
1037	1, 2001, the tax imposed by sectio	n 12-640 for the calendar year shall be
1038		de by the donor during the calendar
1039	year set forth in the following sch	•
T166	Amount of Taxable Gifts	Rate of Tax
T1 / F	N. 4 (25.000	10/
T167	Not over \$25,000	1%
T168	Over \$25,000	\$250, plus 2% of the excess
T169	but not over \$50,000	over \$25,000
T170	Over \$50,000	\$750, plus 3% of the excess
T171	but not over \$75,000	over \$50,000
T172	Over \$75,000	\$1,500, plus 4% of the excess
T173	but not over \$100,000	over \$75,000
T174	Over \$100,000	\$2,500, plus 5% of the excess
T175	but not over \$200,000	over \$100,000
T176	Over \$200,000	\$7,500, plus 6% of the excess
T177		over \$200,000
1040	(2) With respect to the calenda	ar years commencing January 1, 2001,
1041	January 1, 2002, January 1, 2003,	and January 1, 2004, the tax imposed
1042	by section 12-640 for each such of	calendar year shall be at a rate of the
1043	taxable gifts made by the donor	during the calendar year set forth in
1044	the following schedule:	
T178	Amount of Taxable Gifts	Rate of Tax
T179	Over \$25,000	\$250, plus 2% of the excess

T180	but not over \$50,000	over \$25,000
T181	Over \$50,000	\$750, plus 3% of the excess
T182	but not over \$75,000	over \$50,000
T183	Over \$75,000	\$1,500, plus 4% of the excess
T184	but not over \$100,000	over \$75,000
T185	Over \$100,000	\$2,500, plus 5% of the excess
T186	but not over \$675,000	over \$100,000
T187	Over \$675,000	\$31,250, plus 6% of the excess
T188		over \$675,000

(3) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2005, but prior to January 1, 2010, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, but prior to January 1, 2010, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision:

T189	Amount of Taxable Gifts	Rate of Tax
T190	Not over \$2,000,000	None
T191	Over \$2,000,000	
T192	but not over \$2,100,000	5.085% of the excess over \$0
T193	Over \$2,100,000	\$106,800 plus 8% of the excess
T194	but not over \$2,600,000	over \$2,100,000
T195	Over \$2,600,000	\$146,800 plus 8.8% of the excess
T196	but not over \$3,100,000	over \$2,600,000
T197	Over \$3,100,000	\$190,800 plus 9.6% of the excess
T198	but not over \$3,600,000	over \$3,100,000
T199	Over \$3,600,000	\$238,800 plus 10.4% of the excess
T200	but not over \$4,100,000	over \$3,600,000
T201	Over \$4,100,000	\$290,800 plus 11.2% of the excess
T202	but not over \$5,100,000	over \$4,100,000

T203	Over \$5,100,000	\$402,800 plus 12% of the excess
T204	but not over \$6,100,000	over \$5,100,000
T205	Over \$6,100,000	\$522,800 plus 12.8% of the excess
T206	but not over \$7,100,000	over \$6,100,000
T207	Over \$7,100,000	\$650,800 plus 13.6% of the excess
T208	but not over \$8,100,000	over \$7,100,000
T209	Over \$8,100,000	\$786,800 plus 14.4% of the excess
T210	but not over \$9,100,000	over \$8,100,000
T211	Over \$9,100,000	\$930,800 plus 15.2% of the excess
T212	but not over \$10,100,000	over \$9,100,000
T213	Over \$10,100,000	\$1,082,800 plus 16% of the excess
T214		over \$10,100,000

(4) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2010, but prior to January 1, 2011, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

T215	Amount of Taxable Gifts	Rate of Tax
T216	Not over \$3,500,000	None
T217	Over \$3,500,000	7.2% of the excess
T218	but not over \$3,600,000	over \$3,500,000
T219	Over \$3,600,000	\$7,200 plus 7.8% of the excess
T220	but not over \$4,100,000	over \$3,600,000
T221	Over \$4,100,000	\$46,200 plus 8.4% of the excess
T222	but not over \$5,100,000	over \$4,100,000
T223	Over \$5,100,000	\$130,200 plus 9.0% of the excess
T224	but not over \$6,100,000	over \$5,100,000

T225	Over \$6,100,000	\$220,200 plus 9.6% of the excess
T226	but not over \$7,100,000	over \$6,100,000
T227	Over \$7,100,000	\$316,200 plus 10.2% of the excess
T228	but not over \$8,100,000	over \$7,100,000
T229	Over \$8,100,000	\$418,200 plus 10.8% of the excess
T230	but not over \$9,100,000	over \$8,100,000
T231	Over \$9,100,000	\$526,200 plus 11.4% of the excess
T232	but not over \$10,100,000	over \$9,100,000
T233	Over \$10,100,000	\$640,200 plus 12% of the excess
T234		over \$10,100,000
1-01		0.01 410/100/000

(5) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2011, but prior to January 1, 2018, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3) or (4) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

T235	Amount of Taxable Gifts	Rate of Tax
T236	Not over \$2,000,000	None
T237	Over \$2,000,000	7.2% of the excess
T238	but not over \$3,600,000	over \$2,000,000
T239	Over \$3,600,000	\$115,200 plus 7.8% of the excess
T240	but not over \$4,100,000	over \$3,600,000
T241	Over \$4,100,000	\$154,200 plus 8.4% of the excess
T242	but not over \$5,100,000	over \$4,100,000
T243	Over \$5,100,000	\$238,200 plus 9.0% of the excess
T244	but not over \$6,100,000	over \$5,100,000
T245	Over \$6,100,000	\$328,200 plus 9.6% of the excess

T246	but not over \$7,100,000	over \$6,100,000
T247	Over \$7,100,000	\$424,200 plus 10.2% of the excess
T248	but not over \$8,100,000	over \$7,100,000
T249	Over \$8,100,000	\$526,200 plus 10.8% of the excess
T250	but not over \$9,100,000	over \$8,100,000
T251	Over \$9,100,000	\$634,200 plus 11.4% of the excess
T252	but not over \$10,100,000	over \$9,100,000
T253	Over \$10,100,000	\$748,200 plus 12% of the excess
T254		over \$10,100,000

(6) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2018, but prior to January 1, 2019, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4) or (5) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

T255	Amount of Taxable Gitts	Rate of Tax
T256	Not over \$2,600,000	None
T257	Over \$2,600,000	7.2% of the excess
T258	but not over \$3,600,000	over \$2,600,000
T259	Over \$3,600,000	\$72,000 plus 7.8% of the excess
T260	but not over \$4,100,000	over \$3,600,000
T261	Over \$4,100,000	\$111,000 plus 8.4% of the excess
T262	but not over \$5,100,000	over \$4,100,000
T263	Over \$5,100,000	\$195,000 plus 10% of the excess
T264	but not over \$6,100,000	over \$5,100,000
T265	Over \$6,100,000	\$295,000 plus 10.4% of the excess
T266	but not over \$7,100,000	over \$6,100,000

T267	Over \$7,100,000	\$399,900 plus 10.8% of the excess
T268	but not over \$8,100,000	over \$7,100,000
T269	Over \$8,100,000	\$507,000 plus 11.2% of the excess
T270	but not over \$9,100,000	over \$8,100,000
T271	Over \$9,100,000	\$619,000 plus 11.6% of the excess
T272	but not over \$10,100,000	over \$9,100,000
T273	Over \$10,100,000	\$735,000 plus 12% of the excess
T274		over \$10,100,000

(7) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2019, but prior to January 1, 2020, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4), (5) or (6) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

T275	Amount of Taxable Gifts	Rate of Tax
T276	Not over \$3,600,000	None
T277	Over \$3,600,000	7.8% of the excess
T278	but not over \$4,100,000	over \$3,600,000
T279	Over \$4,100,000	\$39,000 plus 8.4% of the excess
T280	but not over \$5,100,000	over \$4,100,000
T281	Over \$5,100,000	\$123,000 plus 10% of the excess
T282	but not over \$6,100,000	over \$5,100,000
T283	Over \$6,100,000	\$223,000 plus 10.4% of the excess
T284	but not over \$7,100,000	over \$6,100,000
T285	Over \$7,100,000	\$327,000 plus 10.8% of the excess
T286	but not over \$8,100,000	over \$7,100,000
T287	Over \$8,100,000	\$435,000 plus 11.2% of the excess

T288	but not over \$9,100,000	over \$8,100,000
T289	Over \$9,100,000	\$547,000 plus 11.6% of the excess
T290	but not over \$10,100,000	over \$9,100,000
T291	Over \$10,100,000	\$663,000 plus 12% of the excess
T292		over \$10,100,000

(8) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2020, but prior to January 1, 2021, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4), (5), (6) or (7) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

T293	[Amount of Taxable Gifts	Rate of Tax
T294	Not over the	None
T295	federal basic exclusion amount,	
T296	as defined in section 12-643	
T297	Over the	10% of the excess over the
T298	federal basic exclusion amount	federal basic exclusion amount
T299	but not over \$6,100,000	
T300	Over \$6,100,000	10.4% of the excess over the
T301	but not over \$7,100,000	federal basic exclusion amount
T302	Over \$7,100,000	10.8% of the excess over the
T303	but not over \$8,100,000	federal basic exclusion amount
T304	Over \$8,100,000	11.2% of the excess over the
T305	but not over \$9,100,000	federal basic exclusion amount
T306	Over \$9,100,000	11.6% of the excess over the
T307	but not over \$10,100,000	federal basic exclusion amount
T308	Over \$10,100,000	12% of the excess over the

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T309		federal basic exclusion amount]
T310	Amount of Taxable Gifts	Rate of Tax
		Rate of Tax
T311	Not over \$5,100,000	<u>None</u>
T312	Over \$5,100,000	10% of the excess
T313	<u>but not over \$6,100,000</u>	<u>over \$5,100,000</u>
T314	Over \$6,100,000	\$100,000 plus 10.4% of the excess
T315	but not over \$7,100,000	<u>over \$6,100,000</u>
T316	Over \$7,100,000	\$204,000 plus 10.8% of the excess
T317	but not over \$8,100,000	over \$7,100,000
T318	Over \$8,100,000	\$312,000 plus 11.2% of the excess
T319	but not over \$9,100,000	<u>over \$8,100,000</u>
T320	Over \$9,100,000	\$424,000 plus 11.6% of the excess
T321	but not over \$10,100,000	<u>over \$9,100,000</u>
T322	Over \$10,100,000	\$540,000 plus 12% of the excess
T323		<u>over \$10,100,000</u>
1100	(O) Initial reserved to Compactic	ut touchle sifts so defined in continu
1108 1109	•	ut taxable gifts, as defined in section
11109	·	g a calendar year commencing on or
1110	•	r to January 1, 2022, including the
		ticut taxable gifts made by the donor
1112		encing on or after January 1, 2005, the
1113	tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such	
1114		
1115		aid to this state pursuant to this
1116	subdivision or pursuant to subdivision (3), (4), (5), (6), (7) or (8) of this subsection, provided such credit shall not exceed the amount of tax	
1117		t shall not exceed the amount of tax
1118	imposed by this section:	
T324	Amount of Taxable Gifts	Rate of Tax
T325	Not over \$7,100,000	<u>None</u>
T326	Over \$7,100,000	10.8% of the excess

	1	Φ= 4.00,000
T327	but not over \$8,100,000	over \$7,100,000
T328	Over \$8,100,000	\$108,000 plus 11.2% of the excess
T329	<u>but not over \$9,100,000</u>	<u>over \$8,100,000</u>
T330	Over \$9,100,000	\$220,000 plus 11.6% of the excess
T331	but not over \$10,100,000	<u>over \$9,100,000</u>
T332	Over \$10,100,000	\$336,000 plus 12% of the excess
T333		<u>over \$10,100,000</u>
1119	(10) With respect to Connecticu	at taxable gifts, as defined in section
1120	12-643, made by a donor during	a calendar year commencing on or
1121	after January 1, 2022, but prior	to January 1, 2023, including the
1122	aggregate amount of all Connecti	cut taxable gifts made by the donor
1123	during all calendar years commer	ncing on or after January 1, 2005, the
1124	tax imposed by section 12-640 for	the calendar year shall be at the rate
1125	set forth in the following schedule	e, with a credit allowed against such
1126	tax for any tax previously pa	id to this state pursuant to this
1127	subdivision or pursuant to subdiv	rision (3), (4), (5), (6), (7), (8) or (9) of
1128	this subsection, provided such cr	edit shall not exceed the amount of
	this subsection, provided such er	cart shan not exceed the amount of
1129	tax imposed by this section:	eart shan not exceed the amount of
	•	cuit shan not exceed the amount of
	•	Rate of Tax
1129	tax imposed by this section:	
1129 T334	tax imposed by this section: Amount of Taxable Gifts	Rate of Tax
1129 T334 T335	tax imposed by this section: Amount of Taxable Gifts Not over \$9,100,000	Rate of Tax None
1129 T334 T335 T336	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000	Rate of Tax None 11.6% of the excess over \$9,100,000
1129 T334 T335 T336 T337	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000	Rate of Tax None 11.6% of the excess
1129 T334 T335 T336 T337 T338	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess
1129 T334 T335 T336 T337 T338	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess
1129 T334 T335 T336 T337 T338	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess
T334 T335 T336 T337 T338 T339	tax imposed by this section: Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000 (11) With respect to Connecticut	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess over \$10,100,000
1129 T334 T335 T336 T337 T338 T339	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000 (11) With respect to Connecticuted 12-643, made by a donor during	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess over \$10,100,000 at taxable gifts, as defined in section
1129 T334 T335 T336 T337 T338 T339 1130 1131	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000 (11) With respect to Connecticute 12-643, made by a donor during after January 1, 2023, including	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess over \$10,100,000 at taxable gifts, as defined in section a calendar year commencing on or
1129 T334 T335 T336 T337 T338 T339 1130 1131 1132	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000 (11) With respect to Connecticuted 12-643, made by a donor during after January 1, 2023, including Connecticut taxable gifts made by	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess over \$10,100,000 at taxable gifts, as defined in section a calendar year commencing on or ng the aggregate amount of all the donor during all calendar years
T334 T335 T336 T337 T338 T339 1130 1131 1132 1133	Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 but not over \$10,100,000 Over \$10,100,000 Over \$10,100,000 (11) With respect to Connecticute 12-643, made by a donor during after January 1, 2023, including Connecticut taxable gifts made by commencing on or after January 1, 2000 Amount of Taxable Gifts Not over \$9,100,000 Over \$9,100,000 Over \$10,100,000	Rate of Tax None 11.6% of the excess over \$9,100,000 \$116,000 plus 12% of the excess over \$10,100,000 at taxable gifts, as defined in section a calendar year commencing on or ng the aggregate amount of all

1136	schedule, with a credit allowed against such tax for any tax previously	
1137	paid to this state pursuant to this subdivision or pursuant to	
1138	subdivision (3), (4), (5), (6), (7), (8), (9) or (10) of this subsection,	
1139	provided such credit shall not exceed the amount of tax imposed by	
1140	this section:	
T340	<u>Amount of Taxable Gifts</u> <u>Rate of Tax</u>	
T341	Not over the None	
T342	federal basic exclusion amount	
T343	Over the 12% of the excess over the	
T344	federal basic exclusion amount federal basic exclusion amount	
1141	Sec. 16. Subdivision (3) of subsection (b) of section 12-392 of the 2018	
1142	supplement to the general statutes is repealed and the following is	
1143	substituted in lieu thereof (<i>Effective from passage</i>):	
1110	Substituted in near thereof (Lypeenee from pussinger).	
1144	(3) (A) A tax return shall be filed, in the case of every decedent who	
1145	died prior to January 1, 2005, and at the time of death was (i) a resident	
1146	of this state, or (ii) a nonresident of this state whose gross estate	
1147	includes any real property situated in this state or tangible personal	
1148	property having an actual situs in this state, whenever the personal	
1149	representative of the estate is required by the laws of the United States	
1150	to file a federal estate tax return.	
1151	(B) A tax return shall be filed, in the case of every decedent who dies	
1152	on or after January 1, 2005, but prior to January 1, 2010, and at the time	
1153	of death was (i) a resident of this state, or (ii) a nonresident of this state	
1154	whose gross estate includes any real property situated in this state or	
1155	tangible personal property having an actual situs in this state. If the	
1156	decedent's Connecticut taxable estate is over two million dollars, such	
1157	tax return shall be filed with the Commissioner of Revenue Services	
1158	and a copy of such return shall be filed with the court of probate for	
1159	the district within which the decedent resided at the date of his or her	
1160	death or, if the decedent died a nonresident of this state, the court of	
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probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(C) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2010, but prior to January 1, 2011, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over three million five hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is three million five hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax

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(D) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2011, but prior to January 1, 2018, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(E) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2018, but prior to January 1, 2019, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million six hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of

this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million six hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(F) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2019, but prior to January 1, 2020, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over three million six hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is three million six hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in

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which the judge determines that the estate is not subject to tax under this chapter.

(G) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2020, but prior to January 1, 2021, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over five million one hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is five million one hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(H) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2021, but prior to January 1, 2022, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over seven million one hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be

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filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is seven million one hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(I) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2022, but prior to January 1, 2023, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over nine million one hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is nine million one hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the

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district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

[(G)] (I) A tax return shall be filed, in the case of every decedent who dies on or after January 1, [2020] 2023, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over the federal basic exclusion amount, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is equal to or less than the federal basic exclusion amount, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

Sec. 17. (Effective from passage) Notwithstanding subsection (f) of section 16-245mm of the general statutes, the obligation of the Connecticut Green Bank to make basic rental payments, consisting of a principal component and an interest component, under the equipment lease-purchase agreement entered into by said bank in December, 2017, for the installation of solar equipment at various locations of the

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Connecticut State Colleges and Universities, may be secured by a special capital reserve fund, provided said bank obtains the approvals described in said subsection after the issuance of such obligation and notwithstanding that such obligation is set forth in the form of a lease agreement.

Sec. 18. (Effective from passage) The Commissioner of Economic and Community Development shall conduct a study to identify best practices for marketing the benefits of qualified opportunity zones, as defined in 26 USC 1400Z-1, to increase investment in distressed census tracts and municipalities. Not later than January 1, 2019, the commissioner shall submit the results of such study, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to commerce, finance, revenue and bonding and municipalities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	from passage and applicable to taxable years commencing on or after January 1, 2018	New section
Sec. 2	from passage and applicable to taxable years commencing on or after January 1, 2018	New section
Sec. 3	from passage	12-719(b)(1)
Sec. 4	from passage	12-719(c)(1)
Sec. 5	from passage and applicable to taxable years commencing on or after January 1, 2018	12-726
Sec. 6	from passage and applicable to taxable years commencing on or after January 1, 2018	12-733(b)
Sec. 7	from passage	4-30a(a)

Sec. 8	May 15, 2018	3-20(aa)(1)
Sec. 9	from passage	3-114g
Sec. 10	July 1, 2018	New section
Sec. 11	from passage and	12-701(a)(20)(A) and (B)
	applicable to taxable years	
	commencing on or after	
	January 1, 2017	
Sec. 12	from passage	12-217(b)
Sec. 13	from passage and	12-217(a)(2)
	applicable to income years	
	commencing on or after	
	January 1, 2017	
Sec. 14	from passage	12-391(g)
Sec. 15	from passage	12-642(a)
Sec. 16	from passage	12-392(b)(3)
Sec. 17	from passage	New section
Sec. 18	from passage	New section

FIN Joint Favorable Subst.